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Docket-222

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

POLICY & PLANNING  
BRANCH ROOM 5202

30 MAR 1993

IN REPLY REFER TO:

7330-7/1700A3

RECEIVED

APR 1 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Honorable Peter T. King  
House of Representatives  
118 Cannon Building  
Washington, D.C. 20515

Dear Congressman King:

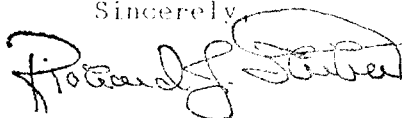
This is in reply to your letter of March 12, 1993, in which you inquired on behalf of several of your constituents regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Your constituents are specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take your constituents' concerns into account when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Your constituents' letters will be included in the record of the proceeding. We expect final rules to be issued in 1994.

Sincerely,



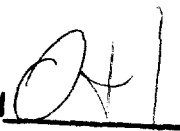
Richard J. Shiben  
Chief, Land Mobile & Microwave Division  
Private Radio Bureau

Enclosures  
cc:

CNTL NO - 9301240

Chief, PR Bureau  
Chief, LM&M Division  
Docket Files, Room 222  
P&P Branch File (Pink)

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PETER T. KING

Member of Congress  
Third District, New York

VICE PRESIDENT  
REPUBLICAN CLASS OF  
THE 103<sup>RD</sup> CONGRESS

118 CANNON BUILDING  
WASHINGTON, DC 20515-3203  
(202) 225-7896

1003 PARK BOULEVARD  
MASSAPEQUA PARK, NY 11762  
(516) 541-4225

Congress of the United States  
House of Representatives  
Washington, DC 20515-3203

COMMITTEE ON BANKING,  
FINANCE AND URBAN AFFAIRS

COMMITTEE ON  
MERCHANT MARINE AND  
FISHERIES

CONGRESSIONAL HUMAN  
RIGHTS CAUCUS

TASK FORCES ON:  
POW-MIA AFFAIRS  
VETERANS' HEALTH CARE  
CRIME  
FOREIGN POLICY

March 12, 1993

James H. Quello  
Acting Chairman  
Federal Communications Commission  
1919 M Street, NW  
Washington, D.C. 20554

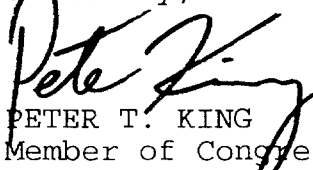
Dear Mr. Quello:

Enclosed are several letters I have received from  
constituents who have expressed their opposition to proposals  
under PR Docket 92-235.

Please take their views into consideration before making a  
final decision. I would appreciate it if you would make their  
letters part of the public record.

Thank you for your attention to this matter.

Sincerely,

  
PETER T. KING  
Member of Congress

PTK/keh

Lynn LeClere

33 ELM ST

Roslyn Hts NY

11577

MAR 03 1993

I am a resident in close proximity to the Nassau County Aerodrome of Port Washington. I have just learned from the Hempstead Harbor Aero - Modelers Society that rules are proposed which are currently under consideration by the Federal Communications Commission (FCC). The proceeding is P R Docket 92-235. If these rules were passed, their safety precaution would be interferred with and put at great risk to life and property in the surrounding area of the air-field.

I am a home owner and fear for the safety of my home. A crash of a model plane on my house could set the house afire. A crash could also cause personal injury.

In view of the above I request that the rule mentioned above be Not Adopted so that the Hempstead Harbor Aero Modelers Society can continue to pursue their hobby, as they have for many, many years, in safety.

Sincerely,

Lynn LeClere

The Honorable Peter King  
1003 Park Blvd.  
Massapequa, N.Y. 11762

STEPHEN ROBINSON  
24 SHELLEY COURT  
PLAINVIEW, NEW YORK 11803

10, 1993

FEB 26 1993

Dear Senator D'Amato:

I have been interested in aviation for as long as I can remember. I am very active in a local club whose members enjoy constructing and operating radio controlled model aircraft.

I am very concerned about proposed rules that are currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted, the new rules will greatly reduce the usability of frequencies currently assigned for model use and increase the risk of accidents and attendant liability for controlling model airplanes.

Our radio control frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

Now the FCC wants to create more land mobile frequencies by splitting them into narrower bandwidths and rearranging the band plan. As a result, many land mobile frequencies will move closer to the radio control frequencies and cause interference to radio control operations. I am told that of the fifty frequencies that are presently available for radio control of model airplanes, only 19 frequencies will be left if these new rules are adopted.

When we fly our model airplanes under radio control, we go to great lengths to insure the safety of the operators and bystanders and the protection of property. Many of our safety precautions involve the careful coordination and use of the radio control frequencies. If the number of usable frequencies are diminished as proposed by the FCC, the remaining frequencies will become congested and the margin of safety will be greatly decreased.

Please understand that many model airplanes have wing spans up to 10 feet and weigh up to 30 or forty pounds. The models themselves are expensive to build; but more to the point, they are capable of causing property damage, serious injury, or even death if radio interference causes the operator to lose control of the craft. We often fly our models at organized events and contests where hundreds of operators participate. We need the use of our full complement of radio frequencies in order to insure a safe flying environment.

I don't think it is wise of the FCC to seek to improve the operating conditions of land mobile radio users at the expense of radio control modelers. The FCC may not think we are as important as business users of radios, but we have considerable investment in our models and radio equipment. The hobby provides many hours of enjoyment to thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out its proposals for the 72-76 MHz band.

Sincerely,



MAR 04 1993

John J. Schulaski  
211 Sullivan Ave.  
Farmingdale, N.Y. 11735

75  
ONG  
119

TO

The Honorable Mr. Lazz  
New York State  
Representative

FROM

John J. Schulaski  
211 Sullivan Ave  
Farmingdale NY 11735

345

SUBJECT

PR Docket 92-235 (DO NOT SUPPORT)

The use of new mobile frequencies as planned  
in the 70 to 76 MHz bands will cause a safety  
and liability problem in this area (NY5)

The Field that I use has been in use for  
17 years. Only this past year has the  
Nassau County Dept of Recreation & Parks  
redone our two (2) runways at a cost of

The model of the world as it is

FEB 25 1993

February 22, 1993

The Honorable Ralph J. Marino  
220 Townsend Square  
Oyster Bay, N.Y. 11771

Dear Senator Marino:

I am retired and derive many hours of enjoyment from constructing and operating controlled model airplanes. I have always been interested in aviation and am very active in a local club whose members enjoy constructing and operating radio controlled model airplanes.

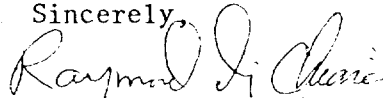
I am very concerned about proposed rules that are currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR



I do not think it is wise of the FCC to seek to improve the operating conditions of land mobile radio users at the expense of radio control modelers. The FCC may not think we are as important as business users of radios, but we have a considerable investment in our models and in our radio equipment. The hobby provides many hours of enjoyment to thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out its proposals for the 72-76 MHz band.

Sincerely,



Raymond N. DiChiara  
53 Smith Street  
Glen Cove, N.Y. 11542

SEP 22 1993

200

I do not think it is wise of the FCC to seek to improve the operating conditions of land mobile radio users at the expense of radio control modelers. The FCC may not think we are as important as business users of radios, but we have a considerable investment in our models and in our radio equipment. The hobby provides many hours of enjoyment to thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out its proposals for the 72-76 MHz band.

Sincerely,

*Thomas J. Condly*  
Thomas J. Condly

ARS: WA2KOP/AMA467493

George Sinerco  
3020 Harding Street  
Oceanside, N.Y. 11572

February 16, 1993

The Honorable Dean G. Skelos  
55 Front Street  
Rockville Centre, N.Y. 11570

Dear Senator Skelos,

I am an active amateur radio operator, I also recently became involved in radio control airplanes with my children.

I understand the importance of radio frequency allocation for the safe operation of communication and navigation through proper and responsible frequency allocation by the Federal Communication Commission.

I am very concerned about the proposed rule that is currently under consideration by the FCC. The proceeding is PR Docket 92-235. If adopted the new rule will greatly reduce the usability of frequencies currently assigned for R/C model use and increase the risk of accidents and liability.

Our concern are changes in the radio-control frequencies of 72-76 Mhz band. This band is primarily used for private land mobile dispatch operations. However, our radio-control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

The notice of proposed rule making (NPRM) in PR Docket 92-235 replaces Part 90 of the rules with a new Part 88. Part 90 allows for safe use of R/C aircraft and surface models by keeping 10Khz spacing between fixed commercial users and frequencies used by R/C enthusiasts. The new Part 88 will allow mobile users on frequencies within 2.5 Khz of frequencies available to us, eliminating safe use of at least 31 of the 50 channels on the 72 Mhz band and 10 of the 30 frequencies on the 75 Mhz band now used by millions of hobbyists.

We operate under controlled conditions to help reduce the possibilities of injuries or death. We spend millions of dollars a year on liability insurance, Parks Department permits, radio equipment, engines, models and associated materials.

The hobby operates safely in the presence of youth and provides a meaningful outlet for recreation for all people.

In addition to the use of 72-76 Mhz, we operate on amateur radio frequencies (for us who are licensed ) to ease up the bands. This is especial significant during the more clement season. So as you can see, we have a quite an investment.

We all need your help in representing us by not allowing the FCC to carry out its proposal PR Docket 92-235 for any of the existing radio control bands because the FCC has given a deadline of February 26, 1993 after which it will become even more difficult to avoid halting this type of infringement.

Thank you for taking the time to read our concern.

Sincerely,

A handwritten signature in black ink, appearing to be 'JH' or similar, with a horizontal line extending to the right.

CC: AMA  
FCC  
FILE

Walter J. Perras

66 B. Broadway

Massachusetts Park

11.4 11762

Feb. 12, 1993

FEB 20 1993

Dear Sir  
I am retired and enjoy immensely  
flying radio controlled model aircraft.

I am very concerned about proposed rules that are currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted, the new rules will greatly reduce the usability of frequencies currently assigned for model use and increase the risk of accidents and attendant liability for controlling model airplanes.

Our radio control frequencies are in the 72 - 76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

Now the FCC wants to create more land mobile frequencies by splitting them into narrower bandwidths and rearranging the band plan. As a result, many land mobile frequencies will move closer to the radio control frequencies and cause interference to radio control operations. I am told that of the 50 frequencies that are presently available for radio control of model airplanes, only 19 frequencies will be left if these new rules are adopted.

When we fly our model airplanes under radio control, we go to great lengths to assure the safety of the operators and bystanders and the protection of property. Many of our safety precautions involve the careful coordination and use of the radio control frequencies. If the number of usable frequencies is diminished as proposed by the FCC, the remaining frequencies will become congested and the margin of safety will be greatly decreased.

Please understand that many model airplanes have wing spans up to 10 feet and weigh as much as 30 or 40 pounds. The models themselves are expensive to build; but more to the point, they are capable of causing property damage, serious injury, or even death if radio interference causes the operator to lose control of the craft. We often fly our models at organized events and contests where hundreds of operators participate. We need the use of our full complement of radio frequencies in order to assure a safe flying environment.

I do not think it is wise of the FCC to seek to improve the operating conditions of land mobile radio users at the expense of radio control modelers. The FCC may not think we are as important as business users of radios, but we have a considerable investment in our models and in our radio equipment. The hobby provides many hours of enjoyment to thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out its proposals for the 72-76 MHz band.

Sincerely,

Walter J. Perras

FEBRUARY 16, 1993

MR. ROBERT MURPHY  
ONE CHESTNUT STREET  
WESTBURY NY 11590-1907

THE HONORABLE PETER T. KING  
U.S. HOUSE OF REPRESENTATIVES  
WASHINGTON, DC 20515

FEB 26 1993

VOTE AGAINST PR DOCKET 92-235

DEAR REPRESENTATIVE KING

I AM A RETIRED SENIOR CITIZEN AND MY ONE AFFORDABLE HOBBY IS THE SAILING OF REMOTE CONTROL MODEL SAILING YACHTS. WE WERE JUST ASKED TO GO TO NARROW BAND TO AVOID PROBLEMS, AND NOW THE FCC WISHES TO MAKE US CHANGE AGAIN. I PURCHASED THREE NEW SETS OF TRANSMITTERS AND RECEIVERS TO COMPLY WITH THIS CHANGE. THIS COST OVER \$300.

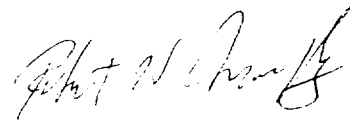
IF THE FCC HAS ITS WAY, CROWDING THE FREQUENCIES AGAIN, I WILL HAVE TO SPEND APPROXIMATELY \$350-400 A PIECE FOR A SET THAT WOULD BE ABLE TO HANDLE THE CLOSENESS OF THE FREQUENCIES.

WHEN WE RACE AT THE LAKE WE ARE CLOSE TOGETHER AT THE STARTING LINE, EVEN WITH THE NARROW BAND WE DO HAVE SMALL OVERLAPS NOW. THE CLOSER FREQUENCIES WILL DESTROY OUR HOBBY. THE MANUFACTURERS WOULD TAKE YEARS TO CATCH UP OR JUST DROP MAKING OUR EQUIPMENT AS TOO COSTLY TO RETOOL.

PLEASE SAVE OUR SMALL PLEASURE. PLEASE VOTE AGAINST PR DOCKET 92-235.

THANK YOU.

Sincerely,



FEB 26 1993

February 22, 1993

The Honorable Peter King  
United States House of Representatives  
Washington, D.C. 20515

Dear Mr. King,

I am concerned about the FCC's proposals for the 72-76 MHz band because the new rules proposed under PR Docket 92-235 will endanger the health and safety of those involved in the hobby and of bystanders and property in the vicinity.

I am a member of the COBRA radio controlled model airplane club and have been actively involved in constructing and flying radio-controlled airplanes. The club provides the opportunity to educate young people about discipline required to learn the hobby, respect for property and develops an interest in science and technology.

Many of our safety precautions involve the careful coordination and use of the radio control frequencies. If the number of usable frequencies is diminished as proposed by the FCC, the remaining frequencies will become congested. Please understand that serious injury or even death can result if radio interference causes the operator to lose control of the craft.

Please help maintain the safe number of usable radio frequencies in order that this educational, recreational hobby may be safely enjoyed by the thousands of participants.

Sincerely,

*Leonard Giannacco*

Leonard Giannacco  
8 Michael Court  
Bethpage, NY 11714-2308



FEB 22 REC'D

able Norman Tent.

FEB 26 1993

Feb 20, 1993

Dear Sir,

I live on Long Island, and have been interested in aviation for as long as I can remember. I am very active in two local clubs whose members enjoy constructing and operating radio controlled model airplanes.

I am very concerned about proposed rules that are currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted, the new rules will greatly reduce the usability of frequencies currently assigned for model use and increase the risk of accidents and attendant liability for controlling model airplanes.

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